THE HON'BLE MR JUSTICE V.ESWARAIAH

WRIT PETITION No: 22 of 2006

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DATED: 03.01.2006

Between:

Juluri Ramalaxmaiah

… PETITIONER

AND

The Sub-Registrar, Saroornagar,

Ranga Reddy District & others.

… RESPONDENTS

THE HON'BLE MR JUSTICE V.ESWARAIAH

WRIT PETITION No: 22 of 2006

ORDER:-

This writ petition is filed to declare the action of the respondent No.1 in not releasing the registered document,dated 20.10.2003, as illegal, arbitrary and violtive of Article 14, 21 and 300-A of the Constitution of India

Petitioner submits that he has purchased the property bearing Municipal H.No.11-8-107/1/1/A on plot No.16/E part admeasuring 287 Sq. yards in Sy.No.8 situated at Narsimhapuri Colony, Saroornagar Mandal, Ranga Reddy District for a sum of Rs.3.56,500/- from his vendor, who executed a sale deed, dated 30.09.2003 in his favour. It is stated that the said document was registered, but the same is pending registration vide document No.P55/2003 without disclosing any reasons.

It is stated that pursuant to the Memo, dated 23.11.1994, given by the Urban Land Ceiling authorities stating that the land in Sy.No.8 comes within the purview of Urban Land (Ceiling and Regulation) Act, WP.No.2425 of 1998 has been filed and this Court held that provisions of the ULC Act have no application to Sy.No.8 of Saroornagar village as there was no master plan prepared under the A.P. Urban Area (Development) Act 1975 as on the date of the commencement of the Act and accordingly held that the Memos issued by the government attracting the provisions of the ULC Act cannot be made applicable and the Sub-Registrar, Saroornagar is directed to register the sale deeds.

Aggrieved by the said order a Special Leave Petition was also filed in Special Leave Appeal (Civil) No.5242-5243, which was also dismissed on 10.04.2000.

Having regard to the facts and circumstances of the case, the 1st respondent is directed to release the registered sale deed if the petitioner fulfills all other formalities under the Indian Stamp Act and Registration Act, within four weeks from the date of receipt of a copy of this order.

Accordingly, the writ petition is disposed of. No order as to costs.

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03.01.2006

Note:- Issue CC in Two days

B/o.

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